

08-10-06 03:27pm From-KATTEN MUCHIN ROSENMAN 13129021061 3129021061 T-577 P.01/06 F-272

KATTEN MUCHIN ROSENMAN LLP

525 West Monroe Street
Chicago, IL 60661-3693
312.902.5200 office 312.902.1061 fax

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From	Attorney Number
John S. Paniaguas	32347
Phone	Fax
312.902.5312	312.577.4532

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Comments

RE: Patent Application No. 10/575,278
Filing Date: April 10, 2006
Inventor: James E. Van Buskirk
Title: Method Apparatus and System for Synthesizing an Audio Performance
Using Convolution at Multiple Sample Rates
Please file the attached.
Information Disclosure Statement (3 p.) (in duplicate)
International Search Report (1 p.)
Form PTO/SB/08A (1 p.)

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 10/575,278
Filing Date: April, 10, 2006
Inventor(s): James E. Van Buskirk
Group Art Unit: Not Assigned
Examiner Name: Not Assigned
Attorney Docket No.: 281450-00212
Title: Method Apparatus and System for Synthesizing an Audio Performance Using Convolution at Multiple Sample Rates

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P.O. Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

This document is being filed pursuant to the provisions of 37 C.F.R. §§ 1.56, 1.97 and 1.98.

I. TIME OF FILING

- ☒ This document is being filed in accordance with 37 C.F.R. § 1.97(b) as it is believed to be filed:
- ☐ within three months of the filing date of a national application other than a continued prosecution application under § 1.53(d);
 - ☐ within three months of the date of entry of the national stage as set forth in § 1.491 in an international application;
 - ☒ before the mailing of a first Office action on the merits; or
 - ☐ before the mailing of a first Office action after the filing of a request for continued examination under § 1.114.

OR

Page 2 of 3

_____ This document is being filed in accordance with 37 C.F.R. § 1.97(c) as it is believed to be filed before the mailing date of any of a final action under § 1.113, a notice of allowance under § 1.311, or an action that otherwise closes prosecution in the application. This Statement is accompanied by one of:

_____ the following statements; or

_____ Each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement.

_____ No item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in § 1.56(c) more than three months prior to the filing of the information disclosure statement.

_____ The fee set forth in § 1.17(p). Fee Transmittal Form PTO/SB/17 is attached.

OR

_____ This document is being filed in accordance with 37 C.F.R. § 1.97(d) as it is believed to be filed on or before the payment of the issue fee and is accompanied by one of the following statements and the fee set forth in § 1.17(p). Fee Transmittal Form PTO/SB/17 is attached.

_____ Each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement.

_____ No item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in § 1.56(c) more than three months prior to the filing of the information disclosure statement.

Applicant(s) respectfully request that the documents listed on the attached Form PTO/SB/08A and/or Form PTO/SB/08B be considered and made of record.

OR

_____ It is requested that this Statement and enclosures be placed in the file. It is understood that the cited references will not be considered by the Office.

H. FOREIGN PATENT OFFICE COMMUNICATIONS (if applicable)

- ☒ One or more of the items of information contained in the information disclosure statement were cited in a communication from a foreign patent office in a counterpart foreign application.
- ☒ A copy of the search report is attached.

III. COPIES OF CITED REFERENCES

Because this application was filed prior to June 30, 2003, copies of the document(s) listed on the attached Form(s) PTO/SB/08A and/or PTO/SB/08B are attached.

OR

Because this application was filed after June 30, 2003, copies of non-U.S. patent citations as listed on the attached Form(s) PTO/SB/08A and/or PTO/SB/08B are attached.

AND (if applicable)

☒ All cited U.S. pending (non-published) applications listed on Form PTO/SB/08A are stored in the USPTO's IFW system. Copies are therefore not provided.

OR

One or more of the cited U.S. pending (non-published) applications (filed prior to June 30, 2003) as listed on Form PTO/SB/08A has not been stored in the USPTO's IFW system. Copies for the unstored applications are provided herewith.

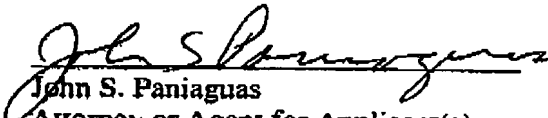
IV. REMARKS

The above constitutes information that an Examiner may find material to the examination of the subject application; however, it does not negate the patentability of the subject invention. Furthermore, it is not intended that submission of this information be taken as a representation that a search has been made or that no information which is more material exists.

The Commissioner is hereby authorized to charge any fees which may be required or credit any overpayment with respect to this communication to Deposit Account No. 50-1214. A duplicate copy of this communication is enclosed.

Date: 8-10-06

By:


John S. Paniaguas
Attorney or Agent for Applicant(s)
Reg. No. 31,051

